

ESTTA Tracking number: **ESTTA516615**

Filing date: **01/17/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Petition for Cancellation

Notice is hereby given that the following party requests to cancel indicated registration.

Petitioner Information

Name	FRONTLINE SELLING, LLC		
Entity	Limited Liability Company	Citizenship	Delaware
Address	291 Main Street P.O. Box 399 Ridgefield Park, NJ 07660 UNITED STATES		
Attorney information	Jeffrey H. Kaufman Oblon Spivak McClelland Maier & Neustadt L.L.P. 1940 Duke Street Alexandria, VA 22314 UNITED STATES tmdocket@oblon.com,jkaufman@oblon.com,cdonahue@oblon.com Phone:703-413-3000		

Registration Subject to Cancellation

Registration No	1958060	Registration date	02/20/1996
Registrants	RESTAURANT CONSULTING GROUP, INC. 1740 Ridge Avenue Evanston, IL 60201 UNITED STATES CFD Enterprises, Inc. 211 BALTIMORE BLVD SEA GIRT, NJ 08750 UNITED STATES		

Goods/Services Subject to Cancellation

Class 035. First Use: 1988/09/00 First Use In Commerce: 1988/09/00
All goods and services in the class are cancelled, namely: business services, namely providing market research with respect to the restaurant industry

Grounds for Cancellation

Abandonment	Trademark Act section 14
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Attachments	executed petition with exhibit.PDF (32 pages)(1809221 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/jhk/
Name	Jeffrey H. Kaufman
Date	01/17/2013

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

FRONTLINE SELLING, LLC,

Petitioner,

v.

RESTAURANT CONSULTING GROUP,
INC.,

CFD ENTERPRISES, INC. d/b/a
RESTAURANT TRENDS

Respondents.

Cancellation No.: _____
Registration No. 1,958,060

Honorable Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

PETITION FOR CANCELLATION

Petitioner, FRONTLINE Selling, LLC, a limited liability company of Delaware, located and doing business at 291 Main Street, PO Box 399, Ridgefield Park, New Jersey 07660 believes that it is or will be damaged by the registration of the mark identified above and hereby petitions to cancel the registration.

As grounds for this petition, FRONTLINE Selling, LLC alleges:

1. Respondents Restaurant Consulting Group, Inc. and CFD Enterprises, Inc. d/b/a RESTAURANT TRENDS are the record joint owners of Registration No. 1,958,060 for the service mark FRONTLINE in connection with the following services: business services, namely providing market research with respect to the restaurant industry, all in International Class 35.

2. Upon information and belief, Respondents has abandoned said registered service mark by discontinuing use of said service mark in connection with the services encompassed by Registration No. 1,958,060 with no intent to resume said use.

3. Petitioner will be damaged by the continued registration of the mark of U.S. Registration No. 1,958,060 in that the Trademark Office has refused registration of Petitioner's U.S. Application Serial No. 85/267,166 for the service mark FRONTLINE SELLING in connection with the following services: business sales planning, consulting, and development, all in Class 35. The stated ground for the Examining Attorney's refusal is a likelihood of confusion with Respondents' registered service mark within the meaning of Section 2(d) of the Trademark Act, 15 U.S.C. § 1052(d) (The Examining Attorney has cited two additional registrations as a basis for the Section 2(d) refusal.) A copy of the Examining Attorney's initial Office Action of June 21, 2011 is attached hereto as Exhibit 1.

Petitioner has appointed JEFFREY H. KAUFMAN, a member of the law firm of OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P., a member of the Bar of the Commonwealth of Virginia, to prosecute this proceeding and to transact all business in and before the United States Patent and Trademark Office in connection herewith. Please address all correspondence to:

Jeffrey H. Kaufman, Esquire
OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P.
1940 Duke Street
Alexandria, Virginia 22314

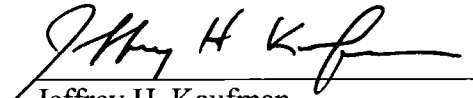
The undersigned is herewith authorizing a credit card payment in the amount of \$300 for the required filing fee for this Petition for Cancellation. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 50-2014.

WHEREFORE, Petitioner prays that this Petition for Cancellation be granted and that
Registration No. 1,958,060 be cancelled.

Respectfully submitted,

FRONTLINE SELLING, LLC

By:



Jeffrey H. Kaufman
Christopher I. Donahue
Oblon, Spivak, McClelland,
Maier & Neustadt, L.L.P.
1940 Duke Street
Alexandria, Virginia 22314
(703) 413-3000
fax: (703) 413-2220
e-mail: tmddocket@oblon.com

Date: 1/17/13
JHK/CID 7818833_1.DOC

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **PETITION FOR CANCELLATION** was served on Respondents, as identified by the records of the U.S. Patent and Trademark Office, this 17th day of January, 2013, by sending same via First Class mail, postage prepaid, to:

RESTAURANT CONSULTING GROUP, INC.
1740 Ridge Avenue
Evanston, ILLINOIS 60201

CFD Enterprises, Inc. d/b/a RESTAURANT TRENDS
211 Baltimore Blvd.
Sea Girt, NEW JERSEY 08750

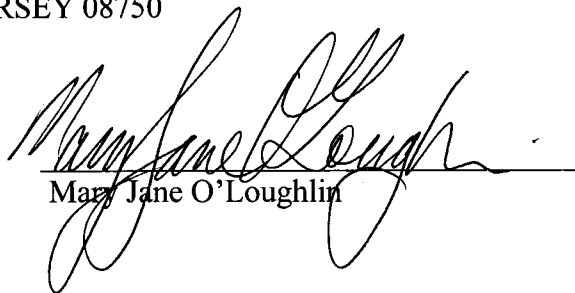

Mary Jane O'Loughlin

EXHIBIT 1

To: FRONTLINE Selling, LLC (angela@mccann-mccann.com)
Subject: U.S. TRADEMARK APPLICATION NO. 85267166 - FRONTLINE SELLING - N/A
Sent: 6/21/2011 1:00:46 PM
Sent As: ECOM116@USPTO.GOV
Attachments: [Attachment - 1](#)
[Attachment - 2](#)
[Attachment - 3](#)
[Attachment - 4](#)
[Attachment - 5](#)
[Attachment - 6](#)
[Attachment - 7](#)
[Attachment - 8](#)
[Attachment - 9](#)
[Attachment - 10](#)
[Attachment - 11](#)
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[Attachment - 16](#)
[Attachment - 17](#)
[Attachment - 18](#)
[Attachment - 19](#)

UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION

APPLICATION SERIAL NO. 85267166

MARK: FRONTLINE SELLING

85267166

CORRESPONDENT ADDRESS:

EDMUND V. MCCANN, ESQ.
MCCANN & MCCANN, ESQS.
291 MAIN ST
RIDGEFIELD PARK, NJ 07660-1594

CLICK HERE TO RESPOND TO THIS LETTER:

http://www.uspto.gov/trademarks/teas/response_forms.jsp

APPLICANT: FRONTLINE Selling, LLC

CORRESPONDENT'S REFERENCE/DOCKET

NO:

N/A

CORRESPONDENT E-MAIL ADDRESS:

angela@mccann-mccann.com

OFFICE ACTION

STRICT DEADLINE TO RESPOND TO THIS LETTER

TO AVOID ABANDONMENT OF APPLICANT'S TRADEMARK APPLICATION, THE USPTO MUST RECEIVE APPLICANT'S COMPLETE RESPONSE TO THIS LETTER **WITHIN 6 MONTHS** OF THE ISSUE/MAILING DATE BELOW.

ISSUE/MAILING DATE: 6/21/2011

The referenced application has been reviewed by the assigned trademark examining attorney. Applicant must respond timely and completely to the issue(s) below. 15 U.S.C. §1062(b); 37 C.F.R. §§2.62, 2.65(a); TMEP §§711, 718.03.

OFFICE SEARCH REVEALS PRIOR PENDING MARKS – ADVISORY

The trademark examining attorney has searched the Office's database of registered and pending marks and has found no similar registered mark that would bar registration under Trademark Act Section 2(d). TMEP §704.02; *see* 15 U.S.C. §1052(d). However, marks in prior-filed pending applications may present a bar to registration of applicant's mark.

The filing dates of pending Application Serial Nos. 77858565, 85147133, 85150658 and 85150684 precede applicant's filing date. See attached referenced applications. If one or more of the marks in the referenced applications register, applicant's mark may be refused registration under Trademark Act Section 2(d) because of a likelihood of confusion with the registered mark(s). *See* 15 U.S.C. §1052(d); 37 C.F.R. §2.83; TMEP §§1208 *et seq.* Therefore, upon receipt of applicant's response to this Office action, action on this application may be suspended pending final disposition of the earlier-filed referenced applications.

In response to this Office action, applicant may present arguments in support of registration by addressing the issue of the potential conflict between applicant's mark and the marks in the referenced applications. Applicant's election not to submit arguments at this time in no way limits applicant's right to address this issue later if a refusal under Section 2(d) issues.

LIKELIHOOD OF CONFUSION – REFUSAL

Registration of the applied-for mark is refused because of a likelihood of confusion with the marks in U.S. Registration Nos. 1958060, 3637587 and 3894467. Trademark Act Section 2(d), 15 U.S.C. §1052(d); *see* TMEP §§1207.01 *et seq.* See the enclosed registrations.

Trademark Act Section 2(d) bars registration of an applied-for mark that so resembles a registered mark that it is likely that a potential consumer would be confused or mistaken or deceived as to the source of the goods and/or services of the applicant and registrant. *See* 15 U.S.C. §1052(d). The court in *In re E. I. du Pont de Nemours & Co.*, 476 F.2d 1357, 177 USPQ 563 (C.C.P.A. 1973) listed the principal factors to be

considered when determining whether there is a likelihood of confusion under Section 2(d). *See* TMEP §1207.01. However, not all the factors are necessarily relevant or of equal weight, and any one factor may be dominant in a given case, depending upon the evidence of record. *Citigroup Inc. v. Capital City Bank Grp., Inc.*, ___ F.3d ___, 98 USPQ2d 1253, 1260 (Fed. Cir. 2011); *In re Majestic Distilling Co.*, 315 F.3d 1311, 1315, 65 USPQ2d 1201, 1204 (Fed. Cir. 2003); *see In re E. I. du Pont*, 476 F.2d at 1361-62, 177 USPQ at 567.

In this case, the following factors are the most relevant: similarity of the marks, similarity of the goods and/or services, and similarity of trade channels of the goods and/or services. *See In re Dakin's Miniatures Inc.*, 59 USPQ2d 1593 (TTAB 1999); TMEP §§1207.01 *et seq.*

Taking into account the relevant *du Pont* factors, a likelihood of confusion determination in this case involves a two-part analysis. *See In re E. I. du Pont de Nemours & Co.*, 476 F.2d 1357, 1361-62, 177 USPQ 563, 567 (C.C.P.A. 1973); *In re 1st USA Realty Prof'ls Inc.*, 84 USPQ2d 1581, 1584 (TTAB 2007); *see also In re Dixie Rests. Inc.*, 105 F.3d 1405, 1406-07, 41 USPQ2d 1531, 1533 (Fed. Cir. 1997). The marks are compared for similarities in their appearance, sound, connotation and commercial impression. TMEP §§1207.01, 1207.01(b). The goods and/or services are compared to determine whether they are similar or commercially related or travel in the same trade channels. *See Herbko Int'l, Inc. v. Kappa Books, Inc.*, 308 F.3d 1156, 1164-65, 64 USPQ2d 1375, 1380 (Fed. Cir. 2002); *Han Beauty, Inc. v. Alberto-Culver Co.*, 236 F.3d 1333, 1336, 57 USPQ2d 1557, 1559 (Fed. Cir. 2001); TMEP §§1207.01, 1207.01(a)(vi).

Applicant's mark, FRONTLINE SELLING, is confusingly similar to the registered marks, FRONTLINE (Registration No. 1958060), FRONTLINE COMPLIANCE (Registration No. 3637587) and FRONTLINE PROFIT MACHINE (Registration No. 3894467). Applicant's mark is confusingly similar to the registered marks because it begins with the dominant wording "frontline," which is the first, and dominant, wording in the registered marks. Consumers are generally more inclined to focus on the first word, prefix or syllable in any trademark or service mark. *See Palm Bay Imps., Inc. v. Veuve Clicquot Ponsardin Maison Fondée En 1772*, 396 F.3d 1369, 1372, 73 USPQ2d 1689, 1692 (Fed. Cir. 2005); *see also Mattel Inc. v. Funline Merch. Co.*, 81 USPQ2d 1372, 1374-75 (TTAB 2006); *Presto Prods., Inc. v. Nice-Pak Prods., Inc.*, 9 USPQ2d 1895, 1897 (TTAB 1988) ("it is often the first part of a mark which is most likely to be impressed upon the mind of a purchaser and remembered" when making purchasing decisions).

Furthermore, marks may be confusingly similar in appearance where there are similar terms or phrases or similar parts of terms or phrases appearing in both applicant's and registrant's mark. *See Crocker Nat'l Bank v. Canadian Imperial Bank of Commerce*, 228 USPQ 689 (TTAB 1986), *aff'd sub nom. Canadian Imperial Bank of Commerce v. Wells Fargo Bank, Nat'l Ass'n*, 811 F.2d 1490, 1 USPQ2d 1813 (Fed. Cir. 1987) (COMMCASH and COMMUNICASH); *In re Phillips-Van Heusen Corp.*, 228 USPQ 949 (TTAB 1986) (21 CLUB and "21" CLUB (stylized)); *In re Corning Glass Works*, 229 USPQ 65 (TTAB 1985) (CONFIRM and CONFIRMCELLS); *In re Collegian Sportswear Inc.*, 224 USPQ 174 (TTAB 1984) (COLLEGIAN OF CALIFORNIA and COLLEGIENNE); *In re Pellerin Milnor Corp.*, 221 USPQ 558 (TTAB 1983) (MILTRON and MILLTRONICS); *In re BASF A.G.*, 189 USPQ 424 (TTAB 1975) (LUTEXAL and LUTEX); TMEP §1207.01(b)(ii)-(iii).

If the goods and/or services of the respective parties are "similar in kind and/or closely related," the degree of similarity between the marks required to support a finding of likelihood of confusion is not as great as would be required with diverse goods and/or services. *In re J.M. Originals Inc.*, 6 USPQ2d 1393, 1394 (TTAB 1987); *see Shen Mfg. Co. v. Ritz Hotel Ltd.*, 393 F.3d 1238, 1242, 73 USPQ2d 1350, 1354

(Fed. Cir. 2004); TMEP §1207.01(b). Here, applicant's broad identification of services, namely "business sales planning, consulting, and development" encompasses, and is therefore deemed identical to the services of the registered marks, namely:

"Business services, namely providing market research with respect to the restaurant industry" - FRONTLINE (Registration No. 1958060);

"Advisory services relating to business management and business operations; Business consultation services; Business consulting and information services; Business management consulting and advisory services; Consulting services in business organization and management; Management and operation assistance to commercial businesses" - FRONTLINE COMPLIANCE (Registration No. 3637587);

"Advertising and promotion services and related consulting; business consulting and business information for enterprises; business consulting services, namely, providing assistance in development of business strategies and creative ideation; business management consultancy and advisory services; business management consulting; business management consulting in the field of team development; business marketing consulting services; business organisation and management consulting services; business organisation consulting; consulting services in business leadership development and business management; consulting services in the area of sustainable business solutions; management and business consulting services in the field of training and recruitment; marketing consulting; professional business consulting" - FRONTLINE PROFIT MACHINE (Registration No. 3894467).

In a likelihood of confusion analysis, the comparison of the parties' goods and/or services is based on the goods and/or services as they are identified in the application and registration, without limitations or restrictions that are not reflected therein. *In re Dakin's Miniatures, Inc.*, 59 USPQ2d 1593, 1595 (TTAB 1999); *see Hewlett-Packard Co. v. Packard Press Inc.*, 281 F.3d 1261, 1267-68, 62 USPQ2d 1001, 1004-05 (Fed. Cir. 2002); *In re Thor Tech, Inc.*, 90 USPQ2d 1634, 1638-39 (TTAB 2009); TMEP §1207.01(a)(iii).

In this case, applicant's goods and/or services are identified broadly. Therefore, it is presumed that the application encompasses all goods and/or services of the type described, including those in the registrant's more specific identification, that the goods and/or services move in all normal channels of trade, and that they are available to all potential customers. *Citigroup Inc. v. Capital City Bank Grp., Inc.*, ___ F.3d ___, 98 USPQ2d 1253, 1261 (Fed. Cir. 2011); *In re La Peregrina Ltd.*, 86 USPQ2d 1645, 1646 (TTAB 2008); *In re Jump Designs LLC*, 80 USPQ2d 1370, 1374 (TTAB 2006); TMEP §1207.01(a)(iii).

When confronted with identical services bearing highly similar marks, a consumer is likely to have the mistaken belief that the services originate from the same source. Because this likelihood of confusion exists, registration must be refused.

Although the trademark examining attorney has refused registration, applicant may respond to the refusal to register by submitting evidence and arguments in support of registration.

If applicant chooses to respond to the refusal(s) to register, then applicant must also respond to the following.

NO FILING BASIS FOR APPLICATION PROVIDED – REQUIREMENT

Applicant has not specified a filing basis for the application. An application must specify and meet the requirements of at least one filing basis. 37 C.F.R. §2.32(a)(5); TMEP §806.

An application may be filed based on any of the following:

- (1) **Use of the mark in commerce** under Trademark Act Section 1(a);
- (2) **A bona fide intention to use the mark in commerce** under Section 1(b);
- (3) A claim of **priority** under Section 44(d) that is based on an earlier-filed **foreign application**, and that has been filed within six months of the filing date of the foreign application; and/or
- (4) **A foreign registration** of a mark in applicant's country of origin under Section 44(e).

15 U.S.C. §§1051(a)-(b), 1126(d)-(e); 37 C.F.R. §2.34(a)(1)-(a)(4); TMEP §806.01(a)-(d).

Therefore, applicant must (1) amend the application to specify at least one filing basis, and (2) satisfy all the requirements for the basis or bases asserted. TMEP §806.

Depending on the circumstances, applicant may be entitled to assert more than one of the above bases. When claiming more than one basis, applicant must (1) satisfy all requirements for each basis claimed; (2) state that more than one basis is being asserted; and (3) list separately each basis, followed by the goods or services to which that basis applies. 37 C.F.R. §2.34(b)(2); TMEP §806.02(a).

Although multi-basis applications are permitted, applicant cannot assert both use in commerce and intent to use for the same goods or services. 37 C.F.R. §2.34(b)(1); TMEP §806.02(b).

APPLICATION UNSIGNED – REQUIREMENT

The application was not signed and verified, which are application requirements. *See* 15 U.S.C. §§1051(a)-(b), 1126(d)-(e); 37 C.F.R. §§2.33(a)-(b), 2.34(a)(1)(i), (a)(2), (a)(3)(i), (a)(4)(ii). Therefore, applicant must verify the statements specified further below in a signed affidavit or declaration under 37 C.F.R. §2.20. *See* 15 U.S.C. §§1051(a)(3), (b)(3), 1126(d)-(e); 37 C.F.R. §§2.33(a)-(c), 2.193(e)(1); TMEP §§804.02, 806.01(a)-(d).

If applicant responds to this Office action online via the Trademark Electronic Application System (TEAS), applicant may satisfy this requirement by answering “yes” to the TEAS response form wizard question relating to submitting a “signed declaration,” and following the instructions within the form for signing. *See* 37 C.F.R. §§2.33(a)-(c), 2.193(a), (c)-(d), (e)(1); TMEP §§611.01(c), 804.01(b).

If applicant responds to this Office action on paper, via regular mail, applicant may satisfy this requirement by providing the following statements and declaration at the end of the response, personally signed and dated by a person authorized under 37 C.F.R. §2.193(e)(1). *See* 37 C.F.R. §§2.20, 2.33(a)-(c), 2.193(a), (d); TMEP §§611.01(b), 804.01(b).

STATEMENTS: The undersigned is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. §1051(b), §1126(d) or §1126(e), he/she believes the applicant to be entitled to use the mark in commerce; the mark

is in use in commerce and was in use in commerce on or in connection with the services listed in the application as of the application filing date; the specimen shows the mark as used on or in connection with the goods or services listed in the application; applicant has had a bona fide intention to use the mark in commerce on or in connection with the services listed in the application as of the application filing date; the facts set forth in the application are true and accurate; and to the best of the undersigned's knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive.

DECLARATION: The undersigned being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements and the like may jeopardize the validity of the application or document or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true; and all statements made on information and belief are believed to be true.

(Signature)

(Print or Type Name and Position)

(Date)

The following persons are properly authorized to sign a verification or declaration on behalf of an applicant:

- (1) A person with legal authority to bind the applicant (e.g., a corporate officer or general partner);
- (2) A person with firsthand knowledge of the facts and actual or implied authority to act on behalf of the applicant; or
- (3) An authorized attorney who has an actual written or verbal power of attorney or an implied power of attorney from the applicant.

37 C.F.R. §§2.33(a), 2.193(e)(1); TMEP §§611.03(a), 804.04; *see* 37 C.F.R. §§11.1, 11.14.

DISCLAIMER OF WORDING - REQUIREMENT

Applicant must disclaim the descriptive wording "SELLING" apart from the mark as shown because it merely describes an ingredient, quality, characteristic, function, feature, purpose or use of applicant's goods and/or services. *See* 15 U.S.C. §§1052(e)(1), 1056(a); *In re Steelbuilding.com*, 415 F.3d 1293, 1297, 75 USPQ2d 1420, 1421 (Fed. Cir. 2005); *In re Gyulay*, 820 F.2d 1216, 1217-18, 3 USPQ2d 1009, 1010 (Fed. Cir. 1987); TMEP §§1213, 1213.03(a).

The wording "selling" is an adjective that means "of or pertaining to sales" (see Exhibit A). This

wording is therefore descriptive of the services because it informs consumers that the services are in the field of business sales.

The following is the standard format used by the Office:

No claim is made to the exclusive right to use “SELLING” apart from the mark as shown.

TMEP §1213.08(a)(i); *see In re Owatonna Tool Co.*, 231 USPQ 493 (Comm’r Pats. 1983).

/Sean Crowley/
Examining Attorney
Law Office 116
U.S. Patent and Trademark Office
phone: 571.272.8851
email: sean.crowley@uspto.gov

TO RESPOND TO THIS LETTER: Go to http://www.uspto.gov/trademarks/teas/response_forms.jsp. Please wait 48-72 hours from the issue/ mailing date before using TEAS, to allow for necessary system updates of the application. For *technical* assistance with online forms, e-mail TEAS@uspto.gov. For questions about the Office action itself, please contact the assigned trademark examining attorney. **E-mail communications will not be accepted as responses to Office actions; therefore, do not respond to this Office action by e-mail.**

All informal e-mail communications relevant to this application will be placed in the official application record.

WHO MUST SIGN THE RESPONSE: It must be personally signed by an individual applicant or someone with legal authority to bind an applicant (i.e., a corporate officer, a general partner, all joint applicants). If an applicant is represented by an attorney, the attorney must sign the response.

PERIODICALLY CHECK THE STATUS OF THE APPLICATION: To ensure that applicant does not miss crucial deadlines or official notices, check the status of the application every three to four months using Trademark Applications and Registrations Retrieval (TARR) at <http://tarr.uspto.gov/>. Please keep a copy of the complete TARR screen. If TARR shows no change for more than six months, call 1-800-786-9199. For more information on checking status, see <http://www.uspto.gov/trademarks/process/status/>.

TO UPDATE CORRESPONDENCE/E-MAIL ADDRESS: Use the TEAS form at <http://www.uspto.gov/teas/eTEASpageE.htm>.

TYPED DRAWING

Serial Number

74663056

Status

REGISTERED AND RENEWED

Word Mark

FRONTLINE

Standard Character Mark

No

Registration Number

1958060

Date Registered

1996/02/20

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

CFD Enterprises, Inc. DBA RESTAURANT TRENDS CORPORATION NEW JERSEY 211
BALTIMORE BLVD SEA GIRT NEW JERSEY 08750

Owner

RESTAURANT CONSULTING GROUP, INC. CORPORATION ILLINOIS 1740 Ridge
Avenue Evanston ILLINOIS 60201

Goods/Services

Class Status -- ACTIVE. IC 035. US 100 101 102. G & S: business
services, namely providing market research with respect to the
restaurant industry. First Use: 1988/09/00. First Use In Commerce:
1988/09/00.

Filing Date

1995/04/12

Examining Attorney

GOODSAID, IRA J.

Attorney of Record

ROBERT BRUSH

DESIGN MARK

Serial Number

77443640

Status

REGISTERED

Word Mark

FRONTLINE COMPLIANCE

Standard Character Mark

Yes

Registration Number

3637587

Date Registered

2009/06/16

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Frontline Compliance, LLC LIMITED LIABILITY COMPANY VIRGINIA 3131
Mount Vernon Avenue Alexandria VIRGINIA 22305

Goods/Services

Class Status -- ACTIVE. IC 035. US 100 101 102. G & S: Advisory services relating to business management and business operations; Business consultation services; Business consulting and information services; Business management consulting and advisory services; Consulting services in business organization and management; Management and operation assistance to commercial businesses. First Use: 2006/01/25. First Use In Commerce: 2006/03/02.

Disclaimer Statement

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "COMPLIANCE" APART FROM THE MARK AS SHOWN.

Filing Date

2008/04/09

Examining Attorney

CASE, LEIGH CAROLINE

Print: Jun 21, 2011

77443640

Attorney of Record
Kevin Oliveira

FRONTLINE COMPLIANCE

DESIGN MARK

Serial Number

77626176

Status

REGISTERED

Word Mark

FRONTLINE PROFIT MACHINE

Standard Character Mark

Yes

Registration Number

3894467

Date Registered

2010/12/21

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Khoury Consulting, Inc. CORPORATION FLORIDA 1075 West Morse Blvd
Winter Park FLORIDA 32789

Goods/Services

Class Status -- ACTIVE. IC 035. US 100 101 102. G & S: Advertising and promotion services and related consulting; business consulting and business information for enterprises; business consulting services, namely, providing assistance in development of business strategies and creative ideation; business management consultancy and advisory services; business management consulting; business management consulting in the field of team development; business marketing consulting services; business organisation and management consulting services; business organisation consulting; consulting services in business leadership development and business management; consulting services in the area of sustainable business solutions; management and business consulting services in the field of training and recruitment; marketing consulting; professional business consulting. First Use: 2009/00/00. First Use In Commerce: 2009/00/00.

Filing Date

2008/12/04

Print: Jun 21, 2011

77626176

Examining Attorney
STOIDES, KATHERINE

Frontline Profit Machine

DESIGN MARK

Serial Number

77858565

Status

NON-FINAL ACTION - MAILED

Word Mark

FRONTLINE

Standard Character Mark

Yes

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Frontline Insurance Managers, Inc. DBA Frontline Homeowners Insurance
CORPORATION FLORIDA Suite 300 7131 Business Park Lane Lake Mary
FLORIDA 32746

Goods/Services

Class Status -- ACTIVE. IC 036. US 100 101 102. G & S: Insurance services, namely, insurance brokerage, underwriting, issuance and administration of insurance policies in the field of property and casualty insurance, policy servicing, insurance claims administration, insurance administration in the field of property and casualty insurance, namely, acting as an agent for insurers, producing and collecting premiums for insurers and adjusting and paying claims for insurers. First Use: 1998/01/28. First Use In Commerce: 1998/01/28.

Goods/Services

Class Status -- ACTIVE. IC 035. US 100 101 102. G & S: Business management of underwriting office. First Use: 1998/01/28. First Use In Commerce: 1998/01/28.

Filing Date

2009/10/27

Examining Attorney

SWAIN, MICHELE

Attorney of Record

Jon M. Gibbs

FRONTLINE

DESIGN MARK

Serial Number

85147133

Status

NON-FINAL ACTION - MAILED

Word Mark

FRONTLINE HOMEOWNERS INSURANCE

Standard Character Mark

Yes

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Frontline Insurance Managers, Inc. CORPORATION FLORIDA Suite 300 7131
Business Park Lane Lake Mary FLORIDA 32746

Goods/Services

Class Status -- ACTIVE. IC 036. US 100 101 102. G & S: Insurance services, namely, insurance brokerage, underwriting, issuance and administration of insurance policies in the field of property and casualty insurance, policy servicing, insurance claims administration, insurance administration in the field of property and casualty insurance, namely, acting as an agent for insurers, producing and collecting premiums for insurers and adjusting and paying claims for insurers. First Use: 1998/01/28. First Use In Commerce: 1998/01/28.

Goods/Services

Class Status -- ACTIVE. IC 035. US 100 101 102. G & S: Business management of underwriting office. First Use: 1998/01/28. First Use In Commerce: 1998/01/28.

Filing Date

2010/10/07

Examining Attorney

SWAIN, MICHELE

Attorney of Record

Jon M. Gibbs

FRONTLINE HOMEOWNERS INSURANCE

DESIGN MARK

Serial Number

85150658

Status

NON-FINAL ACTION - MAILED

Word Mark

FRONTLINE HOMEOWNERS INSURANCE

Standard Character Mark

No

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Owner

Frontline Insurance Managers, Inc CORPORATION FLORIDA Suite 300 7131
Business Park Lane Lake Mary FLORIDA 32746

Goods/Services

Class Status -- ACTIVE. IC 036. US 100 101 102. G & S: Insurance services, namely, insurance brokerage, underwriting, issuance and administration of insurance policies in the field of property and casualty insurance, policy servicing, insurance claims administration, insurance administration in the field of property and casualty insurance, namely, acting as an agent for insurers, producing and collecting premiums for insurers and adjusting and paying claims for insurers. First Use: 2008/06/30. First Use In Commerce: 2008/06/30.

Goods/Services

Class Status -- ACTIVE. IC 035. US 100 101 102. G & S: Business management of underwriting office. First Use: 2008/06/30. First Use In Commerce: 2008/06/30.

Description of Mark

The mark consists of The words FRONTLINE in grey and yellow-green over the words HOMEOWNERS INSURANCE in grey.

Colors Claimed

The color(s) grey and yellow-green is/are claimed as a feature of the mark.

Filing Date

Print: Jun 21, 2011

85150658

2010/10/12

Examining Attorney
SWAIN, MICHELE

Attorney of Record
Jon M. Gibbs

FRONTline

HOMEOWNERS INSURANCE

DESIGN MARK

Serial Number

85150684

Status

NON-FINAL ACTION - MAILED

Word Mark

FRONTLINE HOMEOWNERS INSURANCE

Standard Character Mark

No

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Owner

Frontline Insurance Managers, Inc. CORPORATION FLORIDA Suite 300 7131
Business Park Lane Lake Mary FLORIDA 32746

Goods/Services

Class Status -- ACTIVE. IC 036. US 100 101 102. G & S: Insurance services, namely, insurance brokerage, underwriting, issuance and administration of insurance policies in the field of property and casualty insurance, policy servicing, insurance claims administration, insurance administration in the field of property and casualty insurance, namely, acting as an agent for insurers, producing and collecting premiums for insurers and adjusting and paying claims for insurers. First Use: 2008/06/30. First Use In Commerce: 2008/06/30.

Goods/Services

Class Status -- ACTIVE. IC 035. US 100 101 102. G & S: Business management of underwriting office. First Use: 2008/06/30. First Use In Commerce: 2008/06/30.

Description of Mark

The mark consists of the word FRONTLINE in stylized form over the words HOMEOWNERS INSURANCE.

Colors Claimed

Color is not claimed as a feature of the mark.

Filing Date

2010/10/12

Print: Jun 21, 2011

85150684

Examining Attorney
SWAIN, MICHELE

Attorney of Record
Jon M. Gibbs

FRONTline

HOMEOWNERS INSURANCE

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selling - 4 dictionary results

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sell-ing

[sel-ing] Show IPA

~adjective

1. of or pertaining to a sale or sales; the selling price of oranges.

2. engaged in selling; two selling offices in new york.


3. readily salable; in strong demand (often used in combination): This is our fastest-selling model.

Today's Word Picks on Dictionary.com

• collude
• pica

• sough
• coprolite

1 Tip for a tiny belly :

Cut down a bit of your belly everyday by following this 1 weird old tip

Tip ▶

Nearby Words

selkirk, alexander
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selkup
sell
sell a bill goods
sell a bill of goods
sell a woof ticket

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Use **selling** in a Sentence

Origin:
1765-75; sell¹ + -ing²

—*Related forms*
non·sell·ing, *adjective*

sell¹

[sel] [Show IPA](#)
verb, sold, sell·ing, **noun**

-verb (used with object)

- 1. to transfer (goods) to or render (services) for another in exchange for money; dispose of to a purchaser for a price:
He sold the car to me for \$1000.
- 2. to deal in; keep or offer for sale: *He sells insurance. This store sells my favorite brand.*
- 3. to make a sale or offer for sale to: *He'll sell me the car for \$1000.*
- 12. to engage in selling something.
- 13. to be on sale.
- 14. to offer something for sale: *I like this house—will they sell?*

 EXPAND

-noun

19. an act or method of selling.
20. *Stock Exchange* , a security to be sold.
21. *Informal* , a cheat; hoax.

—Verb phrases

22. sell off, to sell, especially at reduced prices, in order to get rid of: *The city is selling off a large number of small lots at public auction.*

22 call out

 Resources on Dictionary.com

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**OPEN
YOUR
CHASE
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ACCOUNT
TODAY.**

\$125
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bonus!

To: FRONTLINE Selling, LLC (angela@mccann-mccann.com)
Subject: U.S. TRADEMARK APPLICATION NO. 85267166 - FRONTLINE SELLING - N/A
Sent: 6/21/2011 1:00:51 PM
Sent As: ECOM116@USPTO.GOV
Attachments:

IMPORTANT NOTICE REGARDING YOUR U.S. TRADEMARK APPLICATION

**USPTO OFFICE ACTION HAS ISSUED ON 6/21/2011 FOR
SERIAL NO. 85267166**

Please follow the instructions below to continue the prosecution of your application:

TO READ OFFICE ACTION: Click on this [link](#) or go to <http://portal.uspto.gov/external/portal/tow> and enter the application serial number to [access](#) the Office action.

PLEASE NOTE: The Office action may not be immediately available but will be viewable within 24 hours of this e-mail notification.

RESPONSE IS REQUIRED: You should carefully review the Office action to determine (1) how to respond; and (2) the applicable [response time period](#). Your response deadline will be calculated from **6/21/2011** (or sooner if specified in the office action).

Do NOT hit "Reply" to this e-mail notification, or otherwise attempt to e-mail your response, as the USPTO does NOT accept e-mailed responses. Instead, the USPTO recommends that you respond online using the Trademark Electronic Application System [Response Form](#).

HELP: For *technical* assistance in accessing the Office action, please e-mail TDR@uspto.gov. Please contact the assigned examining attorney with questions about the Office action.

WARNING

Failure to file the required response by the applicable deadline will result in the [ABANDONMENT](#) of your application.